

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DANIEL S. PENNACHIETTI,

Plaintiff,

v.

CRAIG MANSFIELD,

Defendant.

CIVIL ACTION
NO. 17-02582

PAPPERT, J.

December 11, 2017

ORDER

AND NOW, this 11th day of December, 2017, upon consideration of Defendant's motion to dismiss, (ECF No. 5), Plaintiffs' response, (ECF No. 7), and Defendants' reply, (ECF No. 8), it is hereby **ORDERED** that Defendant's motion to dismiss is **DENIED**.

BY THE COURT:

/s/ Gerald J. Pappert
GERALD J. PAPPERT, J.